

**Indiana Register Summary
April 1, 2003**



Final Rules

Air Pollution Control Board

[LSA #02-122\(F\), 26 IR 2318](#)

326 IAC 6-1-14

Amends 326 IAC 6-1-14 concerning particulate rules, nonattainment area limitations in Wayne County. This rule becomes effective April 9, 2003. (Filed with Secretary of State March 10, 2003.)

Change in Notice of Public Hearing

Air Pollution Control Board

[LSA #01-407, 26 IR 2391](#)

326 IAC 6-1-10.1 and 326 IAC 6-1-10.2

The Air Pollution Control Board gives notice that the date of the public hearing for consideration of final adoption of LSA Document #01-407, printed at [26 IR 1968](#), has been changed. Notice is hereby given that on May 7, 2003 at 1:00 p.m. at the Indiana Government Center-South, 402 West Washington Street, Conference Center Room C, Indianapolis Indiana, the Air Pollution Control Board will hold a public hearing on amendments to 326 IAC 6-1-10.1 and 326 IAC 6-1-10.2. Additional information regarding this action may be obtained from Chris Pedersen, Rules Development Sections, Office of Air Quality, (317) 233-6868 or (800) 451-6027, press 0, and ask for extension 3-6868 (in Indiana).

[LSA#02-54, 26 IR 2391](#)

326 IAC 10-3 and 326 IAC 10-4

The Air Pollution Control Board gives notice that the date of the public hearing for consideration of final adoption of LSA Document #02-54, printed at [26 IR 1158](#), has been changed. Notice is hereby given that on May 7, 2003 at 1:00 p.m., at the Indiana Government Center-South, 402 West Washington Street, Conference Center Room C, Indianapolis, Indiana the Air Pollution Control Board will hold a public hearing on amendments to 326 IAC 10-3 and 326 IAC 10-4. Additional information regarding this action may be obtained from Suzanne Whitmer, Rules Development Section, Office of Air Quality, (317) 232-8229 or (800) 451-6027, press), and ask for extension 2-8229 (in Indiana).

Water Pollution Control Board

[LSA #01-95, 26 IR 2392](#)

The Water Pollution Control Board gives notice that the date of the public hearing for consideration of final adoption of LSA Document #01-95, printed [26 IR 1604](#), has been rescheduled. Notice is hereby given that on May 14, 2003 at 1:30 p.m. at the Indiana Government Center-South, 402 West Washington Street, Conference Center Room A, Indianapolis, Indiana the Water Pollution Control Board will hold a public hearing on proposed amendments and new rules concerning storm water run-off associated with construction activity and storm water discharge associated with industrial activity. Technical information regarding this action can be obtained from Lori Gates, Wet Weather Section, Office of Water Quality, (317) 233-6725 or (800) 451-6027 (in Indiana). Additional information regarding this action can be obtained from Kiran Verma, Rules Section, Office of Water Quality, (317) 234-0986 or (800) 451-6027 (in Indiana).

Solid Waste Management Board

[LSA #00-185, 26 IR 2392](#)

The Solid Waste Management Board gives notice that the date of the public hearing for consideration of final adoption of LSA Document #00-185, printed at [26 IR 430](#), has been scheduled. Notice is hereby given that on April 15, 2003 at 1:30 p.m., at the Indiana Government Center-South, 402 West Washington Street, Conference Center Room A, Indianapolis, Indiana, the Solid Waste Management Board will hold a public hearing on amendments to 329 IAC 10, the Solid Waste Land Disposal Facility rules. Additional information regarding this action may be obtained from Pam Koons, Rules, Planning, and Outreach

Section, Office of Land Quality, (317) 232-8899 or in Indiana (800) 451-6027, press 0, and ask for extension 2-8899.

Proposed Rules

Air Pollution Control Board

[LSA #02-189, 26 IR 2401](#)

326 IAC 23

This rule action amends 326 IAC 23-1, 326 IAC 23-2, 326 IAC 23-3, and 326 IAC 23-4 concerning the licensing of individuals and contractors engaged in lead-based paint and training activities. Adds 326 IAC 23-5 to add work practice standards for nonabatement activities. Repeals 326 IAC 23-1-22, 326 IAC 23-1-23, 326 IAC 23-1-37, 326 IAC 23-1-40, 326 IAC 23-1-42, 326 IAC 23-1-43, 326 IAC 23-1-44, 326 IAC 23-1-45, 326 IAC 23-1-46, and 326 IAC 23-1-47. This rule will become effective 30 days after filing with the secretary of State. Notice is hereby given that on June 4, 2003 at 1:00 p.m., at the Indiana Government Center-South, 402 West Washington Street, Conference Room C, Indianapolis, Indiana the Air Pollution Control will hold a public hearing on proposed new and amended provisions to 326 IAC 23. Additional information regarding this action may be obtained from Suzanne Whitmer, Rule Development Section, Office of Air Quality, (317) 232-8229 or (800)451-6027 (in Indiana).

First Notice of Comment Period

Air Pollution Control Board

[LSA #03-67\(APCB\), 26 IR 2473](#)

326 IAC 2

Development of amendments to rules concerning new source review rules. The Indiana Department of Environmental management (IDEM) is soliciting public comment on amending state air permit rules in response to the amendments to the U.S. EPA's New Source Review rules that were published in the Federal Register (67 FR 80186) on December 31, 2002. IDEM seeks comment on the affected citations listed and any other provisions of Title 326 that may be effected by this rulemaking. Comment regarding this rule action must be postmarked, faxed, or hand delivered by May 1, 2003. Additional information may be obtained from Chris Pedersen, Rule Development Section, Office of Air Quality, (317) 233-6868 or (800) 451-6027 (in Indiana).

Section 7 Second Notice of Comment Period

Air Pollution Control Board

[LSA #03-68\(APCB\), 26 IR 2477](#)

326 IAC 2-2-1; 326 IAC 2-2-6; 326 IAC 2-2-12

Development of amendments to rules concerning corrections to prevention of significant deterioration (PSD) requirements. The Indiana Department of Environmental Management (IDEM) has developed draft rule language for amendments to make corrections to the Prevention of Significant Deterioration (PSD) requirements identified by the United States Environmental Protection Agency (U. S. EPA) in the January 15, 2003, Federal Register (68 FR 1970). The purpose of this notice is to seek public comment on the draft rule, including suggestions for specific language to be included in the rule. IDEM seeks comment on the affected citations listed and any other provisions of Title 326 that may be affected by this rulemaking. Comments for this rule action must be postmarked, faced or hand delivered by June 2, 2003. Notice is given that on June 4, 2003, at 1:00 p.m. at the Indiana Government Center-South, 402 West Washington Street, Conference Center Room C, Indianapolis, Indiana the Air Pollution Control Board will hold a public hearing on amendments to 326 IAC 2-2-1, 326 IAC 2-2-6, and 2-2-12. Additional information regarding this action may be obtained from Chris Pedersen, Rules Section, Office of Air Quality, (317) 233-6868 or (800) 451-6027 (in Indiana).

Section 8 Notice and Draft Rule

Air Pollution Control Board

[LSA #03-70 \(APCB\), 26 IR 2487](#)

326 IAC 1-4-1

Development of amendments to rules concerning attainment redesignation of Lake County for PM₁₀. The Indiana Department of Environmental Management (IDEM) has developed draft rule language for amendments concerning the redesignation of Lake County to attainment of particulate matter with a

nominal aerodynamic diameter of 10 microns or less (PM₁₀) and has scheduled a public hearing/meeting before the air pollution control board (board) for consideration of preliminary adoption of these rules. Notice is given that on May 7, 2003 at 1:00 p.m., at the Indiana Government Center-South, 402 West Washington Street, Conference Center Room C, Indianapolis, Indiana the Air Pollution Control Board will hold a public hearing on amendments to 326 IAC 1-4-1. Additional information regarding this action may be obtained from Chris Pedersen, Rules Section, Office of Air Quality, (317) 233-6868 or (800) 451-6027 (in Indiana).

[LSA #03-69\(APCB\), 26 IR 2485](#)

326 IAC 1-3-4

Development of amendments of ambient air quality standards. The Indiana Department of Environmental Management (IDEM) has developed draft rule language to amend 326 IAC 1-3-4 that would add the new federal standard for ozone to Article 326 and has scheduled a public hearing before the air pollution control board (board) for consideration of preliminary adoption of these rules. Notice is given that on June 4, 2003 at 1:00 p.m., at the Indiana Government Center-South, 402 West Washington Street, Conference Center Room C, Indianapolis, Indiana the Air Pollution Control Board will hold a public hearing on amendments to 326 IAC 1-3-4. Additional information regarding this action may be obtained from Gayla Killough, Rules Development Section, Office of Air Quality, (317) 233-8628 or (800) 451-6027 (in Indiana).

Administrative Rule Fiscal Impact Statement

Air Pollution Control Board

[LSA #02-54, 26 IR 2476](#)

326 IAC 10-3-1

This rule effects emissions from two sources that are already subject to regulations: Ispat Inland in Lake County and Purdue University. For additional information regarding this rule fiscal impact statement contact Bernadette Bartlett at (317) 232-9586.

Water Pollution Control Board

[LSA #01-95, 26 IR 2489](#)

327 IAC 15-5; 15-6; 15-2; 15-3

This rule is being initiated due to the new federal Phase II program regulations for storm water discharges. The National Pollutant Elimination System (NPDES) storm water Phase II final rule was published on December 8, 1999, at 64 FR 68722. Therefore, amendments to 327 IAC 15-5, storm water run-off associated with construction activity, and 327 IAC 15-6, storm water discharges associated with industrial activity, seek to modify and revise the existing rules to add the federal Phase II requirements, add changes to the Phase I program, and add clarity and effectiveness to the existing program. Revisions are also being made to 327 IAC 15-2 and 327 IAC 15-3, to bring them in line with the proposed amendments to the storm water rules. For more information regarding this fiscal impact statement contact Bernadette Bartlett at (317) 232-9586.